

REMARKS

Claim 21-43 are currently pending. Reconsideration of the action mailed June 29, 2006, is requested in light of the following remarks.

The Examiner rejected claims 21-43 under nonstatutory obviousness-type double patenting as allegedly being unpatentable over claims 1, 8, and 14 of U.S. Patent No. 7,046,995 ("Rygaard"). The Examiner further states that the claims would be in condition of allowance upon filing of a terminal disclaimer.

Applicant respectfully submits that claims are patentably distinct from those identified in Rygaard. The pending claims include features that are not found in the claims of the Rygaard patent. However, in order to expedite prosecution, a Terminal Disclaimer under 37 C.F.R. § 1.321, is enclosed. Therefore, Applicant respectfully requests that the nonstatutory obviousness-type double patenting rejection of claims 21-43 be withdrawn.

Please apply any charges or credits to deposit account 06-1050.

Respectfully submitted,

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